

No. 13-19-00379

Court Of Appeals For The Thirteenth District of Texas

FILED IN
13th COURT OF APPEALS
CORPUS CHRISTI/EDINBURG, TEXAS
4/7/2020 10:56:03 AM
KATHY S. MILLS
Clerk

VALSTAY, LLC

Plaintiff - Appellant

v.

TEXAS WINDSTORM INSURANCE ASSOCIATION,

Defendant – Appellee

**On Appeal from the Nueces County 28th District Court
District of Texas
CIVIL ACTION NO.: 2017DCV-4203-A**

**SECOND UNOPPOSED MOTION FOR EXTENSION OF TIME
TO FILE APPELLANT’S BRIEF**

TO THE HONORABLE JUSTICES OF THE FIFTH CIRCUIT:

Appellant Valstay, LLC files this second unopposed motion to extend the time for Valstay to file its Appellant’s brief with the clerk of court. In support of this motion, Valstay will show this honorable court as follows:

1. By this motion, Appellant seeks an extension of time of thirty days or until Tuesday, May 12, 2020 to file its Appellant’s brief, which is currently due on Monday, April 13, 2020.
2. This motion is Appellant’s second request for an extension of time to file its paper copies with the Court.

3. Appellant requests this additional time due the COVID-19 crisis currently affecting the entire country. San Antonio, the city where Plaintiff's counsel is located, is required to enforce strict social distancing under the following orders:

- State Executive Order No. GA-14 relating to statewide essential services and activities during COVID-19; and
- "Stay Home Work Safe" Executive Orders.

These orders require closure of all non-essential businesses and strict social distancing at those offices which remain open until approximately April 30, 2020.

As a result, Appellant's counsel is currently transitioning from working in-office to working remotely. During the transition period and the pendency of these orders, Plaintiff's counsel is operating and will be operating with limited staff.

4. Appellee, Texas Windstorm Insurance Association, is not opposed to this extension.

WHEREFORE, PREMISES CONSIDERED, Valstay, requests that the court grant it an extension of time to file Appellant's brief until Tuesday, May 12, 2020 and award Appellant such other relief as may be proper.

Respectfully submitted,

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By: /s/ Cassandra Pruski
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Attorneys for Appellant

CERTIFICATE OF CONFERENCE

On April 7, 2020, during a telephone conversation, Appellee's counsel, David Salyer, informed Appellant's counsel, Cassandra Pruski, that Appellee was not opposed to this motion for an extension of time.

/s/ Cassandra Pruski

Cassandra Pruski

CERTIFICATE OF SERVICE

I hereby certify that on April 7, 2020, Appellant served a true and correct copy of this motion on all counsel for Appellee through the Court's electronic filing system.

David P. Salyer
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P.O. Box 629
Galveston, Texas 77553

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James R. Old., Jr.
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/s/ Cassandra Pruski

Cassandra Pruski

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Status as of 04/07/2020 11:05:32 AM -05:00

Associated Case Party: Valstay, LLC

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Daniel Dominguez		daniel@lhllawfirm.com	4/7/2020 10:56:09 AM	SENT

Associated Case Party: Texas Windstorm Insurance Association

Name	BarNumber	Email	TimestampSubmitted	Status
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Jay Old		gdenson@hicks-thomas.com	4/7/2020 10:56:09 AM	SENT
Jay Old		jbaker@hicks-thomas.com	4/7/2020 10:56:09 AM	SENT
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